

**UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF MONTANA**

In re

**INCREDIBLE AUTO SALES LLC,**

Debtor.

Case No. **06-60855-11**

***O R D E R***

At Butte this 6<sup>th</sup> day of March, 2007.

In this Chapter 11 bankruptcy case an amended motion to modify stay was filed on February 20, 2007, by creditor Nuvell Credit Company LLC, including the notice of opportunity for hearing required under Mont. LBR 4001-1(a) and LBF 8 giving parties 10 days to respond and providing that failure to respond by any entity will be deemed an admission that the motion for relief should be granted without further notice or hearing. The motion was served on the Debtor's attorney and U.S. Trustee. No response and request for hearing has been filed.

Upon review of the record and in the absence of any objection and request for hearing after notice, and by operation of Mont. LBR 4001-1(c), the Court finds that Nuvell's motion to modify stay is filed for good cause under 11 U.S.C. § 362(d) and should be granted without further notice or hearing.

**IT IS ORDERED** Nuvell's amended motion to modify stay filed on February 20, 2007

(Docket No. 276) is **GRANTED**; the stay is modified and Nuvell is authorized to seek foreclosure and liquidation of its collateral, a 2004 Kia Spectra, VIN KNAFE121445008986, in accordance with applicable non-bankruptcy law and terms of Nuvell's motion; and pursuant to F.R.B.P. 4001(a)(3) this Order is effective immediately, not stayed for 10 days.

BY THE COURT

Ralph B Kirscher  
HON. RALPH B. KIRSCHER  
U.S. Bankruptcy Judge  
United States Bankruptcy Court  
District of Montana